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Attorney Docket No.: 119929-1031

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application: Craig R. Malloy, A. Dean Sherry  
and John G. Jones

Serial No.: 09/846,727

Filed: May 1, 2001

Art Unit: 1743

Examiner: N/A

**MAILING CERTIFICATE UNDER 37 C.F.R. §1.8(a)**  
I hereby certify that the above correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Ass't Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231 on August 20, 2001.

*Elaine Johnson*  
Elaine Johnson

For: MEASUREMENT OF GLUCONEOGENESIS AND INTERMEDIARY METABOLISM USING STABLE ISOTOPEs

BOX MISSING PARTS  
Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Dear Sir:

**RESPONSE TO NOTICE TO  
FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

In response to the Notice to File Missing Parts of Nonprovisional Application mailed June 27, 2001, a copy of which is returned herewith, Applicant respectfully submits this response.

**Declaration**

As required by the Notice of Missing Parts of Nonprovisional Application, Applicant hereby encloses an executed Declaration signed by Craig R. Malloy and A. Dean Sherry. Also enclosed is a Declaration signed by John G. Jones.

**Required Fees**

Submitted herewith is a check for \$65.00 to cover the surcharge set forth in 37 C.F.R. 1.16(e). Applicant, therefore, respectfully submits that no additional fees are due in excess of the enclosed check. If this is incorrect, the Commissioner is hereby authorized to charge any fees which may be required by this paper to Deposit Account 07-0153.

09/846,727-002280-22/ST/850

**Required Items**

Submitted herewith are substitute drawings in compliance with 37 CFR 1.84.

**Conclusion**

Applicant respectfully submits that all required parts for the application have now been filed and that no additional fees are required.

Respectfully submitted,

GARDERE & WYNNE, L.L.P.



Edwin S. Flores  
Registration No. 38,453

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Dated: August 20, 2001

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/846,727         | 05/01/2001          | Graig R. Malloy       | 119929-1031            |

CONFIRMATION NO. 8105

FORMALITIES LETTER



\*OC000000006232843\*

Thomas C. Wright  
Sanford E. Warren, Jr.  
GARDERE WYNNE SEWELL LLP  
1601 Elm Street, Suite 3000  
Dallas, TX 75201

Date Mailed: 06/27/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

SA

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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